

LAW OFFICES OF
McGINN INTELLECTUAL PROPERTY LAW GROUP, PLLC

A PROFESSIONAL LIMITED LIABILITY COMPANY
 PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
 8321 OLD COURTHOUSE ROAD, SUITE 200

VIENNA, VIRGINIA 22182-3817
 TELEPHONE: (703) 761-4100
 FACSIMILE/DATA: (703) 761-2375; 761-2376
 E-MAIL: ADMIN @ MCGINNIPOLAW.COM
 SENDER'S E-MAIL: DDIPAULA @ MCGINNIPOLAW.COM

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SEAN M. MCGINN
PHILLIP E. MILLER†
FREDERICK E. COOPERRIDER†

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DONALD A. DIPAULO†
JOEYUH LIN*
CHRISTOPHER R. MONDAY†
FARHAD SHIR, Ph.D.**
JOSEPH P. HRUTKA†

*MEMBER OF BAR OTHER THAN VA
 **JURIS DOCTOR, REGISTERED PATENT AGENT
 **REGISTERED PATENT AGENT

January 4, 2008

VIA FACSIMILE
 (23 Pages Total)

To: Examiner William D. Cumming Facsimile No.:(571) 273-8300
 Group Art Unit No. 2617
 U.S.P.T.O.
BOX AF

From: Donald A. DiPaula Facsimile No.: (703) 761-2375

Re: Enclosed After Final Rejection under 37 C.F.R. § 1.116
 U.S. Patent Application Serial No.: 10/802,834
 Our Reference: YAN.042

Dear Examiner Cumming:

Enclosed is an Amendment under 37 C.F.R. § 1.116 which we request that you enter and which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration on this case.

Very truly yours,

Donald A. DiPaula

DAD/SMM/jr
 Enclosure

CERTIFICATE OF TRANSMISSION

I certify that I transmitted via facsimile to (571) 273-8300 the enclosed Amendment under 37 C.F.R. § 1.116 to Examiner William D. Cumming, Art Unit 2617, on January 4, 2008.

Donald A. DiPaula
 Registration No. 58,115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

JAN 04 2008

Shinya HONDO

Serial No.: 10/802,834

Group Art Unit: 2617

Filed: March 18, 2004

Examiner: Cumming, William D.

For: MOBILE COMMUNICATION SYSTEM, RADIO BASE STATION APPARATUS,
OPERATION CONTROL METHOD THEREFOR AND PROGRAMHonorable Commissioner of Patents
Alexandria, VA 22313-1450
Box AF**AMENDMENT UNDER 37 C.F.R. §1.116**

Sir:

In response to the Office Action in the above-identified application dated November 16, 2007, please amend the application as follows: